

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 15, 2005

DIVISION ONE

B181378 Zelenne Cardenas
v.
Robert J. Noonan

Filed order denying petition for rehearing.

DIVISION TWO

B175085 People (Not for Publication)
v.
Castillo

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

B177777 People (Not for Publication)
v.
Randolph

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

November 15, 2005 (Continued)

DIVISION TWO (Continued)

B180681	Le v. Nhan
B182957	Le v. Nhan

Filed order consolidating above captioned appeals.

B178286	The Stonegate Homeowners Assoc. v. R&R Palacios Construction, Inc.
B182069	The Stonegate Homeowners Assoc. v. R&R Palacios Construction, Inc.

Filed order consolidating above captioned appeals.

B184237 Adrian W. (Not for Publication)
v.
S.C.L.A.
D.C.F.S.

The order to show cause is discharged and the petition for writ of mandate is denied.

Suzukawa, J. (Assigned)

We concur: Boren, P.J.
Ashmann-Gerst, J.

DIVISION THREE

B175027 People (Not for Publication)
v.
Wang

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

November 15, 2005 (Continued)

DIVISION THREE (Continued)

B178903 People (Not for Publication)
v.
Lee

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and V. Guzman, Deputy Clerk.

Each of the following:

B185448	Shalan A. v. DCFS
B185763	Kenneth S. v. DCFS
B182508	DCFS v. Earline J.
B184081	DCFS v. Earline J.
B182339	DCFS v. Rudy J.
B181146	DCFS v. Juan S.

Argument waived, cause submitted.

B179544 Wolfe
v.
Levinson et al.

Merits:
Argued by Sarah Yoseloff for appellants and by Herb Fox for respondent.
Cause submitted.

DIVISION FOUR (Continued)

B176756 People v. Delgado
B182319 In re Delgado on Habeas Corpus

Merits:

Argued by Nolan King for appellant and by J. Michael Lehmann, Deputy Attorney General for respondent. Cause submitted.

B177970 Thomas
v.
Infinity Broadcasting Corporation of Los Angeles et al.

Merits:

Argued by Jay W. MacIntosh for appellant and by Lee S. Brenner for respondents. Cause submitted.

B178049 People v. Michael
B184785 In re Michael on Habeas Corpus

Merits:

Argued by J. Kahn for appellant and by Deborah J. Chuang, Deputy Attorney General for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 P.M.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and V. Guzman, Deputy Clerk.

B181637 People v. Martin
B184785 In re Martin on Habeas Corpus

Merits:

Argued by Joan Wolff for appellant and by Timothy M. Weiner, Deputy Attorney General for respondent. Respondent is invited by the court to file a response to petition for writ of Habeas Corpus by November 28, 2005 and appellant has 5 days thereafter to reply. Matter to be submitted by December 5, 2005.

DIVISION FOUR (Continued)

B178574 Smokler
 v.
 Smokler

Merits:

Argued by Ira M. Friedman for appellant and by Wallace S. Fingerett for respondent. Cause submitted.

B175486 Hudson
 v.
 The Westwood Royale

Merits:

Argued by Gerald Serlin for appellant and by Adrianna M. Corrado for respondent. Cause submitted.

B173182 People v. Clark
B180650 In re Clark on Habeas Corpus

Merits:

Argued by Rita L. Swenor for appellant and by Jason C. Tran, Deputy Attorney General for respondent. Cause submitted.

B179325 Premier Medical Management Systems, Inc. et al.
 v.
 California Insurance Guarantee Association et al.

Merits:

Argued by William S. Davis for appellants and by Christopher J. Hamner for respondents. Cause submitted.

November 15, 2005 (Continued)

DIVISION FOUR (Continued)

B181511 Tucker
v.
Astro Aluminum Heat Treating Company

Merits:
Argued by Carney R. Shegerian for appellant and by Jan T. Chilton for respondent. Cause submitted.

Court adjourned.

DIVISION FIVE

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The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

B172405 Seon Jun Hwang et al., (Not for Publication)
v.
Jung Hee Lee et al

The judgment is reversed. Appellant(s) to recover costs.

Armstrong, Acting P.J.

We concur: Mosk, J.
Kriegler, J.

November 15, 2005 (Continued)

DIVISION FIVE (Continued)

B177003 Brenda Barret al (Not for Publication)
v.
Peter Lakatos et al.,

The order sustaining the demurrer of Brenda Barr against Albert Magwene as to the Fifth and Eighth causes of action in the Fourth Amended Complaint is reversed. The parties shall bear their own costs on appeal.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J.

DIVISION SIX

B179937 People (Not for Publication)
v.
Clardy

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

B181318 Knoche (Not for Publication)
v.
Manthie

The judgment is affirmed. Knoche's successor in interest, Elisabeth Stephanie Knoche-Noailly, is awarded costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

November 15, 2005 (Continued)

DIVISION SIX (Continued)

B178643 People (Certified for Publication)
v.
Dodd

The judgment (commitment order) is reversed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

B179572 Greka Integrated, Inc. (Certified for Publication)
v.
Lowrey

The judgment is affirmed. Lowrey shall recover his costs and reasonable attorney's fees on appeal (Cal. Rules of Court, rule 27; § 425.16), the amount of which shall be determined on noticed motion in the trial court.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

DIVISION SEVEN

B177854 People (Not for Publication)
v.
Medina

Upon remand, the superior court shall recalculate the custody credits and cause its clerk to prepare an amended sentencing minute order and abstract of judgment consistent with this opinion. In all other respects, the judgment is affirmed.

Zelon, J.

We concur: Johnson, Acting P.J.
Woods, J.

November 15, 2005 (Continued)

DIVISION SEVEN (Continued)

B180565 Jones (Not for Publication)
v.
Long Beach Unified School District

The judgment is affirmed. The District to recover costs on appeal.

Woods, J.

We concur: Johnson, Acting P.J.
 Zelon, J.

B181580 People (Not for Publication)
v.
Turner

The judgment is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Zelon, J.

B179541 People (Not for Publication)
v.
Espinoza

The appeal is dismissed

Woods, J.

We concur: Johnson, Acting P.J.
 Zelon, J.

November 15, 2005 (Continued)

DIVISION SEVEN (Continued)

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The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

B174869 People
v.
Malloy

Filed order denying petition for rehearing.

DIVISION EIGHT

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The judgment is affirmed.

Boland, J.

We concur: Cooper, P.J.
Flier, J.